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ATTORNEYS FOR PLAINTIFFS

**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

* * *

The Estate of MARILYN BURGARD,
Deceased, by and through KEVIN HORAN
its Special Administrator,

Plaintiff,

vs.

BANK OF AMERICA, N.A., a foreign
Corporation; AETNA LIFE INSURANCE
COMPANY, a foreign Corporation; DOES I
through X; and ROE CORPORATIONS I
through X.

Defendants.

CASE NO.: 2:15-cv-00833-RFD-GWF

**STIPULATION AND ORDER EXTENDING THE TIME TO FILE OPPOSITION TO
DEFENDANTS' MOTION FOR SUMMARY JUDGMENT REGARDING ERISA
PREEMPTION AND ELIGIBILITY FOR BENEFITS AND SUPPLEMENT
(Second Request)**

The Parties have stipulated to give Plaintiff a seven (7) day extension of time to file the Opposition to Defendants' Motion for Summary Judgment Regarding ERISA Preemption and Eligibility for Benefits (ECF No. 47) and Supplement (ECF NO. 65) in this matter. The reasons supporting this stipulation are as follows: Plaintiffs counsel has been out been out of the office as

1 he has been ill.

2 The Parties request a seven day extension of time, up to and including, February 2, 2017, for
3 Plaintiff to file its Opposition. The Defendant shall have fourteen (14) days after the Omnibus
4 Opposition is filed to file a reply brief. This is the first extension of time requested by the Parties
5 related to this Motion (ECF No. 47).
6

7 IT IS STIPULATED AND AGREED by and between the parties that Plaintiff shall have up
8 to and including February 2, 2017, to file its Opposition to Defendants' Motion for Summary
9 Judgment Regarding ERISA Preemption and Eligibility for Benefits (ECF No. 47) and Supplement
10 (ECF NO. 65). The Defendant shall have fourteen (14) days after the Omnibus Opposition is filed
11 to file a reply brief
12

13 Dated this 26th day of January, 2017.

Dated this 26th day of January, 2017.

14
15 /s/ Jerome R. Bowen, Esq.
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16 Nevada Bar No. 4540
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19 Attorneys for Plaintiffs

20
21 /s/ Robert S. Larsen, Esq.
ROBERT S. LARSEN, ESQ.
22 Nevada Bar No. 7785
SARAH TURNER, ESQ. (pro hac vice)
23 GORDON & REES LLP
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24 Las Vegas, Nevada 89101
Attorneys for Defendants Aetna Life Insurance
25 Company and Bank of America

26 IT IS SO ORDERED.

IT IS SO ORDERED:

27


RICHARD F. BOULWARE, II
United States District Judge
DATED this 31st day of January, 2017.